GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:3051
ANSWERED ON:23.12.2003
AMENDMENT TO CERTAIN SECTION OF BOMBAY SHOPS ACT
PRAKASH V. PATIL

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether Government of Maharashtra has sought administrative approval of the amendment to certain sections of the Bombay Shops and Establishments Act, 1948; and

(b) if so, the details thereof alongwith present status thereof?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI I.D.SWAMI)

(a): The Bombay Shops and Establishments (Amendment) Bill, 2002 proposing to amend the Bombay Shops and Establishments Act, 1948 for (a) extending the closing time of the commercial establishments from 8.30 p.m. to 9.30 p.m., (b) allowing women employees to work upto 9 30 p.m., (c) providing for a maximum limit of three hours for working overtime and a consequential provision, providing for engagement of additional employees for the purpose of the work beyond the said overtime hours; and (d) enhancing the penalty for violation of the provisions of the said Act, has been received in Ministry of Home Affairs on 1st September, 2003.

(b): The State Legislations are examined from three angles viz., (a) repugnancy with any Central Law, (b) deviation from National or Central Policy, and (c) legal and Constitutional validity. Wherever necessary, the State Governments are advised to modify/amend provisions of such legislations keeping the above in view. With a view to expeditiously arriving at a decision, discussions are also held with State Governments and Ministries/Departments of the Government of India. The bill is under examination.